THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.26843 of 2005

Dated 16th December 2005

Between:

Syed Jaffar S/o.Sikindar

…Petitioner

and

The Regional Manager, APSRTC,

West Godavari Region,

Eluru & others

…Respondents

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No. 26843 of 2005

O R D E R:

The petitioner is working as Superintendent, in the Head Office of the APSRTC. When he was working at Eluru, the Depot Manager, Eluru, the second respondent herein, issued a

show-cause notice, dated 25.12.2003, directing him to explain as to why the amount, which the petitioner failed to recover, shall not be debited to his account. The petitioner submitted his explanation, dated 30.4.2004. An enquiry was conducted, and thereafter, the second respondent passed an order, dated 30.8.2005, directing that a sum of Rs.53,965/- be recovered from the petitioner, in 20 monthly instalments, commencing from September 2005. The petitioner states that he has preferred an appeal to the Regional Manager, Eluru, the first respondent herein, and complains that no orders have been passed therein. He submits that the recovery is

being continued, resulting in substantial loss to him.

Heard the learned counsel for the petitioner and learned Standing Counsel for the Corporation.

The petitioner availed the statutory remedy of appeal, aggrieved by the proceedings dated 30.8.2005, passed by the second respondent. Inasmuch as the petitioner is suffering the detriment of reduction of pay every month, the first respondent must exhibit a semblance of seriousness.

Therefore, the writ petition is disposed of, directing that the first respondent shall pass appropriate orders in the appeal preferred by the petitioner, against the proceedings of the second respondent dated 30.8.2005, by the end of January 2006. In case, the appeal is not disposed of by that date, the Corporation shall not affect recoveries from the salary of the petitioner, with effect from February 2006. There shall be no order as to costs.

16th December 2005

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